App. F. IX-4

1930
LB

File No. 166-30

Previous References
Inl 174-22-

Serial Nos.

Later References

General and Revenue Secretariat

Serial Nos. One

Part B for July 31

SUBJECT.
Credit of district fund toll composition fees
to the account of lessees of tolls

General and Revenue Secretariat

File No. of 193

GEN. MAY 1931 L. & G. BRANCH

Serial No.

Credit of District Fund toll composition fees to the account of lessees of tolls.

The President of the Bangalore District Board interviewed the General Secretary on the 9th instant and enquired whether the composition fees in the case of District Fund tolls should be credited to the District Funds or to the account of the lessees when the right of collecting tolls has been leased out. Under para 7 of the draft Notification prescribed for the lease of tolls approved in Government Order No. 6437-57/M1.174-22-1 dated the 21st March 1923 the contractor in the case of Municipal and District Fund toll-gates will have no claim to the fees recovered from persons compounding the payment of tolls. Under Rule 182 of the Municipal Account Manual composition fees are to be credited to the account of the contractor if according to the contract the contractor is entitled to receive the same and to the credit of the Municipal Council in other cases. In the case of State Fund tolls the composition fees are in accordance with para 7 of the revised Notification approved in Government Order No. 8729-40/R.M.9-27-53 dated the 15th May 1928 are credited to the account of the contractor. In the revised Notificatior

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166

App. F. III—2]

of 193 0.

Serial No.

Draft subd
VB 28/5 Please type as revision
and submit to DCSH Secy
DS 29/5/31 as we can not to record
B) at once in manuscript as the Sabha
are in progress
3rd Member) VS
30.5.31

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Issue
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D.C.'s of "Ds
Presds of D.B.Ds
Presdt City Mcl & Mysore
Mcl Commr Bangalore
Compt
Exam Publ.

Proceedings No. 76.

INGS OF THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE.

R e a d.-

1. Government Order No. L.6437-57/Ml. 174-22-1 dated the 21st March 1923 issuing instructions in regard to the working of - auction sales in respect of Local Fund and Municipal tolls.

2. Para 7 of the Appendix to Government Order No. R.8729-40/R.M 9-27-53 dated the 15th May 1928 laying down that fees recovered from persons compounding the payment of toll at Provincial toll-gates be - kept at the credit of the contractor and - adjusted in account towards the last instalment or instalments, as the case may be.

3. Government Order No. L.8063-78/L.B. 175-29-1 dated the 8th May 1930 issuing revised instructions in regard to District -- Fund tolls.

ORDER No. L.

Bangalore, dated June 1931.

Under para 7 of the draft Notification prescribed for the lease of Municipal tolls in Government Order dated the 21st March -- 1923 and for District Fund tolls in Government Order dated the 8th May 1930 read above, the contractor has no claim to the fees recovered from persons compounding the payment of tolls and the amounts are creditable to

EKM (20) 1/6/3

the local bodies concerned. Under Rule 182 of the Municipal Account Manual, composition fees are to be credited to the account of the contractor if, according to the contract the contractor is entitled to receive the same and to the credit of the council in other cases. In the case of State Fund tolls, the composition fees are credited to the account of the contractor. Government consider that the practice in regard to the credit of composition fees should be uniform in the case of all tolls and they are pleased to direct that the procedure prescribed for Municipal and District Fund toll-gates be modified so that the composition fees may be credited to the account of the contractor as in the case of State Fund tolls. This order will apply to contracts for the year 1931-32 and future years.

2. As no cesses can be levied on tolls creditable to local bodies, the second sentence of para 7 of the annexure to Government Order dated the 21st March 1923 will be deleted and in order to give effect to the order conveyed in para 1 above, the following will be substituted for para 7 of annexures to Government Orders dated the 21st March 1923 and 8th May 1930:-

"Fees recovered from persons compounding the payment of toll shall be kept at the credit of the ~~contractor~~ lessee and adjusted in account towards the last instalment or instalments, as the case may be."

3. The Comptroller is requested to issue the necessary addenda and corrigenda slip to the Municipal Account Manual.

30.5.31

GENERAL SECRETARY TO GOVERNMENT.

To

The Deputy Commissioners of Districts.

The Presidents of District Boards.

The President, City Ml. Cl., Mysore.

The Ml. Commr: (Through the President City Municipal Council, Bangalore

The Comptroller to Government

THE PRESS TABLE.

Government Order No. L.0457-57/S.176-32-1 dated the 21st March 1933 issuing instructions in regard to the working of auction sales in respect of Local Fund and Municipal tolls.

2. Para 7 of the Appendix to Government Order No. R.8720-4/L.S.O-37-53 dated the 15th 1933 laying down that fees recovered from persons compounding the payment on toll at Provincial toll-gates be kept to the credit of the contractor and adjusted in account towards the
as the case may be

3. Government Order No. L.0064-VO/S.D.176-39-1 dated the 8th May 1939 issuing revised instructions in regard to District Fund tolls.

As no cesses can be levied on tolls available to Local Bodies, the second sentence of para 7 of the Amendment to Government Order dated the 31st March 1923 will be deleted and in order to give effect to the order conveyed in para 1 above, the following will be substituted for para 7 of amendment to Government Order dated the 31st March 1923 and 6th May 1926:-

"Sums recovered from persons defaulting the payment of ... toll shall ... may ... to collect the sum in levied but be kept to the credit of the lessee and adjusted in account towards the last instalment or instalments as the case may be."

3. The Comptroller is requested to issue the necessary clerical and corrigendum slip to the Financial Account Manual.

Subramanyasastri

for CHIEF SECRETARY to GOVERNMENT.

Government of his Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. L. 9582-9600—L. B. 166-30-1, dated 2nd June 1931.

Composition Fees.

Directs that the procedure prescribed for the lease of District Fund and Municipal toll-gates be modified so that the —— may be credited to the account of the Contractor as in the case of State Fund Tolls.

READ—

1. Government Order No. L. 6437-57—Mi. 174-22-1, dated the 21st March 1923, issuing instructions in regard to the working of auction sales in respect of Local Fund and Municipal tolls.

2. Para 7 of the Appendix to Government Order No. R. 8729-40—R. M. 9-27-53, dated the 15th May 1928, laying down that fees recovered from persons compounding the payment of toll at Provincial toll-gates be kept at the credit of the Contractor and adjusted in account towards the last instalment or instalments, as the case may be.

3. Government Order No. L. 8063-78—L. B. 175-29-1, dated the 8th May 1930, instructions in regard to District Fund tolls.

ORDER NO. L. 9582-9600—L. B. 166-30-1, DATED 2ND JUNE 1931.

Under para 7 of the draft notification prescribed for the lease of Municipal tolls in Government Order dated the 21st March 1923 and for District Fund tolls in Government Order dated the 8th May 1930 read above, the contractor has no claim to the fees recovered from persons compounding the payment of tolls and the amounts are creditable to the local bodies concerned. Under Rule 182 of the Municipal Account Manual, composition fees are to be credited to the account of the contractor if, according to the contract, the contractor is entitled to receive the same and to the credit of the Council in other cases. In the case of State Fund tolls, the composition fees are credited to the account of the contractor. Government consider that the practice in regard to the credit of composition fees should be uniform in the case of all tolls when the right to collect the same is leased out and they are pleased to direct that the procedure prescribed for Municipal and District Fund toll-gates be modified so that the composition fees may be credited to the account of the contractor as in the case of State Fund tolls. This order will apply to contracts for the year 1931-32 and future years.

2. As no cesses can be levied on tolls creditable to local bodies, the second sentence of para 7 of the annexure to Government Order dated the 21st March 1923 will be deleted and in order to give effect to the order conveyed in para 1 above, the following will be substituted for para 7 of annexures to Government Orders dated the 21st March 1923 and 8th May 1930:—

"Fees recovered from persons compounding the payment of toll shall, when the right to collect the same is leased out, be kept at the credit of the lessee and adjusted in account towards the last instalment or instalments, as the case may be."

3. The Comptroller is requested to issue the necessary addenda and corrigenda slip to the Municipal Account Manual.

V Sahakmanjasetti

for General Secretary to Government.

o—The Deputy Commissioners of Districts.
The Presidents of District Boards.
The President, City Municipal Council, Mysore.
The Municipal Commissioner (through the President, City Municipal Council, Bangalore).
The Comptroller to Government.
PRESS TABLE.